

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

IN RE PHARMACEUTICAL INDUSTRY
AVERAGE WHOLESALE PRICE
LITIGATION

MDL No. 1456

CIVIL ACTION: 01-CV-12257-PBS

Judge Patti B. Saris

THIS DOCUMENT RELATES TO:

CONGRESS OF CALIFORNIA SENIORS,
(individually and on behalf of the general
public,)

v.

ABBOTT LABORATORIES, ET AL.

**PLAINTIFF CONGRESS OF CALIFORNIA SENIOR'S MOTION
TO REMAND AND REQUEST FOR ORAL ARGUMENT**

Plaintiff, Congress of California Seniors ("CCS"), respectfully moves this Court for an order remanding this case to Los Angeles Superior Court, where it was originally filed.

This Motion is supported by the accompanying memorandum of law. This Motion is based upon the record, file and pleadings in this matter, as well as the attached Plaintiff's Memorandum of Law in Support of Motion to Remand.

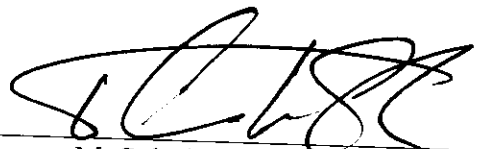
REQUEST FOR ORAL ARGUMENT

Pursuant to Local Rule 7.1(D), Plaintiff CCS, states that it believes that oral argument may assist the Court in deciding these matters and accordingly wishes to be heard for oral argument.

CERTIFICATION UNDER RULE 7.1(A)(2)

Pursuant to Local Rule 7.1(A)(2), counsel states that the parties have conferred and attempted in good faith to resolve or narrow the issues presented in this Motion prior to filing.

DATED: July 22, 2003

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CERTIFICATE OF SERVICE

I hereby certify that I, Edward Notargiacomo, an attorney, caused true and correct copies of the foregoing Plaintiffs Congress of California Senior's Motion to Remand and Request for Oral Argument; and Plaintiff Congress of California Seniors' Memorandum of Law in Support of Motion to Remand, to be served on all counsel of record electronically, pursuant to Section D of Case Management Order No. 2 on this 22nd day of July, 2003.

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